IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 49382-M of 2006

DATE OF DECISION : 28.09.2006

Jaipal

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. R.K. Dahiya, Advocate,
for the petitioner.

Mr. Partap Singh, Senior D.A.G., Haryana.

* * *

Petitioner Jaipal has filed this petition under Section 439 of the Code of Criminal Procedure for the grant of regular bail in case FIR No. 155 dated 6.11.2005 under Sections 302/323/34 IPC, registered at Police Station Murthal, District Sonepat.

2. I have heard counsel for the parties and gone through the contents of the FIR as well as the order dated 7.8.2006, passed by Additional Sessions Judge, Sonepat, whereby bail application of the petitioner has been dismissed.

3. Counsel for the petitioner contends that allegation against the petitioner Jaipal and his co-accused Naveen are exactly similar and Naveen has been granted bail by this court on July 25, 2006. Counsel further contends that both these accused were arrested on 8.11.2005 and as per the prosecution version, petitioner and the aforesaid Naveen came on the spot after the main accused Prem Dutt gave axe blow on the head of the deceased. The petitioner is alleged to have caused simple injuries to the complainant. These facts have not been disputed by the State Counsel.

4. Keeping in view the aforesaid facts, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner and he is accordingly ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of the trial court.

September 28, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**